

MINUTES OF THE REGULAR COUNCIL MEETING

November 13, 2019

At 6:00 p.m. the meeting was called to order by Mayor Mac Pooler.

A roll call of the Council resulted as follows:

Sid Armstrong, present
Ron Mercado, present
Terry Douglas, present
Dennis Norris, present
Ron Delcamp, present
Anna Moody, present

Officers present were:

Mayor Mac Pooler
Building Official Mark Magnus
Planning Consultant Collin Coles
Chief of Police David Wuolle
City Clerk/Treasurer Nila Jurkovich
Project Manager Rod Plank

Councilmember Norris led the Pledge of Allegiance.

ORAL COMMUNICATIONS

Deanne Fitzgerald approached the Council to update them on the success of the Silver Bee Community Garden located in the City's park for the past five years.

HEARING

It was moved by Councilmember Douglas and seconded by Councilmember Mercado to enter into the Public Hearing at 6:09 p.m. Motion carried.

2019/2020 Fiscal Year Budget Amendment Hearing

Clerk/Treasurer Nila Jurkovich previously had provided the Council with the necessary documents for this evening's hearing to amend the Appropriation Ordinance for fiscal year 2019-2020.

Notice was published in the Shoshone News Press on October 23rd and 30th.

There were no comments from the Council and no public was in attendance to speak on behalf of the proposed budget amendments.

It was moved by Councilmember Armstrong and seconded by Councilmember Douglas to close the hearing and reconvene to the regular meeting at 6:10 p.m.

Motion carried.

STAFF REPORTS

All reports were provided to Council.

CONSENT CALENDAR

1. Approval or correction of the minutes of the October 9, 2019 regular council meeting.
2. Approval of payment of the bills for the month of October 2019 as presented (Proving documents on file in the City Clerk's office)
3. Treasurer's Reports of Income & Expenditure.
 - 3.a) Treasurer's Quarterly Report.
4. Street Report ending September 30, 2019.
5. P&Z Commission minutes from October 21, 2019 Meeting – No Recommendations.

6. Report of Commissions and Committees:
Traffic Safety minutes from the October 28, 2019 Meeting-
Recommendations: a) Move forward with the child safety grant application and proceed with same project as last year's application. B) Add one (1) additional member to the Traffic Safety Committee. The new addition will be a representative from Alta Science & Engineering – Ben Davis.

It was moved by Councilmember Mercado and seconded by Councilmember Delcamp to approve the Consent Calendar as presented. Motion carried.

OLD BUSINESS

EPA Road Remediation Projects & Sewer Projects Update– Alta Science & Engineering
Alta Science and Engineering Representative Ben Davis advised the Council that both Phase 2 and Phase 3 warranty issues are getting close. The Italian Headwall work has started.

NEW BUSINESS

OFFICIAL ELECTION RESULTS

November 5, 2019 Election Results are as follows:

<u>POSITION</u>	<u>NAME</u>	<u># VOTES</u>
POSITION # 3	ANNA MOODY	208
POSITION # 5	TERRY DOUGLAS	233
POSITION # 6	SIDNEY ARMSTRONG	214

A total of 288 votes were cast from 1,109 registered voters, for a 26.0% turn out.

It was moved by Councilmember Norris and seconded by Councilmember Delcamp to accept the abstract of votes for the candidates as they appeared on the election ballot on November 5, 2019 for the City of Kellogg as filed by the Board of Canvassers of Shoshone County on file with Tami Eberhard the Shoshone County Clerk. Motion carried.

Appropriations Amendment Ordinance for FY 2019-2020

It was moved by Councilmember Douglas and seconded by Councilmember Delcamp to have the proposed ordinance read by title only. Motion carried.

Clerk/Treasurer Nila Jurkovich read the title of the proposed ordinance #605.

ORDINANCE NO. 605

AN ORDINANCE OF THE CITY OF KELLOGG, IDAHO, AMENDING ORDINANCE NO. 604 THE APPROPRIATION ORDINANCE FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2019 AND ENDING SEPTEMBER 30, 2020: APPROPRIATING ADDITIONAL MONIES THAT HAVE BEEN RECEIVED BY THE CITY OF KELLOGG, IDAHO IN THE SUM OF \$1,065,532 AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF KELLOGG, IDAHO:

Section 1: That Ordinance No 604, the appropriation ordinance for the City of Kellogg, Idaho for the fiscal year October 1, 2019, and ending September 30, 2020 be and the same is hereby amended as follows:

<u>Expenses</u>		<u>Revenues</u>	
ICDBGrant SCFD#2 Const.	94,442	ICDBGrant SCFD#2 Const	94,442
ICDBGrant Sewer Project	11,351	ICDBGrant Sewer Project	11,351

Sewer Interim Loan 959,739 Sewer Fund Bal 959,739

Expenditures of the monies will be in accordance with the provisions to be used for authorized activities.

Section 2: This ordinance shall be in full force and effect from and after its passage, approval and publication.

ENACTED by the City Council as an Ordinance of the City of Kellogg on the 13th day of November, 2019.

PASSED under suspension of the rules upon which a roll call vote was duly taken and enacted as an Ordinance of the City of Kellogg at a regular meeting of the City Council held on the 13th day of November, 2019.

APPROVED by the Mayor on the 13th day of November, 2019.

CITY OF KELLOGG

By: _____
Mac Pooler, Mayor

ATTEST:

Nila Jurkovich, Municipal Clerk/Treasurer

It was moved by Councilmember Armstrong and seconded by Councilmember Delcamp to pass Ordinance #605 under suspension of the rules. A roll call vote of the Council resulted as follows:

Councilmember Norris-Aye	Councilmember Moody-Aye
Councilmember Douglas-Aye	Councilmember Armstrong-Aye
Councilmember Mercado-Aye	Councilmember Delcamp-Aye

Motion carried.

Memorandum of Understanding with Kellogg School District #391- 2009 Vermeer Wood Chipper

Council President Douglas advised the Council that the wood chipper was obtained by the District when they were working on their furnace plan, once they quit the project the chipper had not been utilized by the District. The City has utilized the chipper on several occasions and we have stored it. This MOU is two entities that are working together.

It was moved by Councilmember Douglas and seconded by Councilmember Delcamp to execute the Memorandum of Understanding as submitted. A roll call vote of the Council resulted as follows:

Councilmember Norris-Aye	Councilmember Moody-Aye
Councilmember Douglas-Aye	Councilmember Armstrong-Aye
Councilmember Mercado-Aye	Councilmember Delcamp-Aye

Motion carried.

2019 Beer License for Backcountry Café Company

A new beer license for Backcountry Café Company was presented to the Council for consideration. The Police Department has performed his research and the application is ready for processing.

It was moved by Councilmember Delcamp and seconded by Councilmember Moody to approve the application as submitted.

Motion carried.

Beer, Liquor, Wine Applications for 2020

The 2020 applications for liquor, beer and wine licenses were presented to the Council for consideration. They will now be given to the Police Department for processing and voted on at the December Council meeting.

It was moved by Councilmember Delcamp and seconded by Councilmember Armstrong to accept the applications for the review by the Police Department and final approval will be made at the December Council meeting.

Mayor's Appointment for one additional Traffic Safety Member

Per the recommendation from the Traffic Safety Committee, Mayor Pooler appoints Ben Davis – representative from Alta Science & Engineering to the committee.

It was moved by Councilmember Norris and seconded by Councilmember Douglas to confirm the Mayor's appointment of Ben Davis, representative from Alta Science & Engineering to the Traffic Safety Committee.

Motion carried.

Proposed Abatement Procedures

Collin Coles updated the Council on the Abatement Procedure Policy.

It was moved by Councilmember Douglas and seconded by Councilmember Delcamp to approve the abatement procedures as submitted by Collin Coles.

Motion carried

Proposed Resolution authorizing purchase of Ram Pickup

City Clerk Nila Jurkovich read the proposed resolution by title.

RESOLUTION # 2019-10

A RESOLUTION OF THE CITY OF KELLOGG, SHOSHONE COUNTY, STATE OF IDAHO, APPROVING AND AUTHORIZING THE CITY TO PURCHASE 2019 RAM 2500 PICKUP FOR USE BY THE CITY'S PUBLIC WORKS DEPARTMENT

CITY OF KELLOGG
Shoshone County, Idaho

WHEREAS, the City is in need of a Public Works vehicle;

WHEREAS, Idaho Code 67-2806 permits the City to purchase from qualified vendors supplying Police vehicles where the expenditure is less than \$50,000;

WHEREAS, the City has determined that Dave Smith Motors to be a qualified vendor, and

WHEREAS, the City has sufficient funds to purchase said vehicle.

NOW, THEREFORE, BE IT RESOLVED, the Mayor and the City Council of the City of Kellogg, Idaho, approve the purchase of a 2019 RAM 2500 Pickup with VIN 3C6MR5BJ4KG694384 from Dave Smith Motors, with a purchase price of \$35,418.00.

BE IT FURTHER RESOLVED, this Resolution shall take effect and be in force from and after its passage and approval.

DATED this 13th day of November, 2019.

ATTEST:

Mac Pooler, Mayor

Nila Jurkovich, Clerk/Treasurer

It was moved by Councilmember Douglas and seconded by Councilmember Norris to approve Resolution 2019-10 as read.

A roll call vote of the Council resulted as follows:

Councilmember Norris-Aye,	Councilmember Moody-Aye
Councilmember Douglas-Aye,	Councilmember Armstrong-Aye
Councilmember Mercado-Aye,	Councilmember Delcamp-Aye

Motion carried.

Ratification – Mayor’s Approval for Phase 3 Change Order 15A for Big Sky

As discussed in previous meetings, the storm water work in Italian Gulch has been processed as Change Order 15A for Big Sky, which adds the additional storm water work at the Italian Gulch Headwall in the amount of \$105,655.

It was moved by Councilmember Douglas and seconded by Councilmember Mercado to ratify Mayor Pooler’s approval for Phase 3 Change Order 15 A in the amount of \$105,655 for storm water work at the Italian Gulch Headwall.

Motion carried.

Renew Wardner Peak Radio Site agreement with Bureau of Land Management

Council President Douglas advised the Council that this is an additional five year lease with the Bureau of Land Management. Currently the annual rate is \$783.12 the new annual rate will be \$822.28. Council President Douglas recommended a five per cent increase each year.

It was moved by Councilmember Armstrong and seconded by Councilmember Douglas to renew the lease with the Bureau of Land Management with the five percent increase.

A roll call vote of the Council resulted as follows:

Councilmember Norris-Aye,	Councilmember Moody-Aye
Councilmember Douglas-Aye,	Councilmember Armstrong-Aye
Councilmember Mercado-Aye,	Councilmember Delcamp-Aye

Motion carried.

Silver Valley Economic Development Corp 2020 Membership

Council President Douglas advised the Council that past dues have been paid by the City in the amount of \$250 per year.

It was moved by Councilmember Douglas and seconded by Councilmember Delcamp to pay \$250.00.

Motion carried.

ANNOUNCEMENTS AND REPORTS

Councilmember Armstrong

The Auditors had requested to speak to him, and asked what his observation was of the City’s internal controls, and if there was an opportunity of fraud being committed. The auditors were very impressed with the staff and their willingness to assist, and advised him that Kellogg preparedness for the audit is great for the size and staff we have.

City Clerk Nila Jurkovich thanked Councilmember Armstrong for his kind words, and advised the Council it takes a team, and she will pass this on to her staff.

Councilmember Douglas

The annual audit was performed during the week of October 21st with the auditors onsite.

Department Heads a reminder to you and your employees to get RSVP's in to the City Clerk for the City's Christmas Dinner that will be held on December 7th.

The Silver Mountain tax appeal hearing started the week of November 4th and is open to the public.

The Kellogg Lighting Festival will be Saturday, November 30th. The Mayor and Councilmembers will ride the trolley.

Councilmember Norris

Welcomed the three councilmembers back for another four years. Happy Thanksgiving.

Councilmember Delcamp

The front office remake looks good, making the office more presentable, more functional and giving security to our employees.

Councilmember Moody

Thanked everyone for their support.

Mayor Pooler

Could not have completed the last 4 ½ years without the good support group. Thank you.

There being no further business to come before the Council at this time, it was adjourned at 6:44 P.M. to meet at its regular time of December 11, 2019.

ATTEST:

Mac Pooler, Mayor

Nila Jurkovich, City Clerk/Treasurer